

King & Schickli, PLLC
1111 Fox Chase Ct.
Dayton, Ohio 45459-4938
937-438-1709 (RLS) - 937-438-1830 (RCS)
937-438-2124 (FAX)

---FACSIMILE TRANSMISSION---

	Name:	Examiner P. Lee	
TO:	Company:	Patent Office (A.U. 2747)	
	Fax No.:	703-308-6306	Phone No.:

	Name:	Robert L. Showalter	
FROM:	Date:	August 12, 2000	
	Our. Ref.:	TRD009PA	Trans. No.:

Pages (incl. cover): 7

REMARKS: EXPEDITED PROCEDURE

Attached is an Amendment After Final for U.S. Serial No. 08/989,373.

CONFIDENTIAL ATTORNEY CLIENT PRIVILEGED FACSIMILE COMMUNICATION

The information contained in this facsimile message, and any and all accompanying documents, constitutes confidential information which is the property of King & Schickli, PLLC. If you are not the intended recipient of this information, any disclosure, copying, distribution, or taking of any action in reliance on this information, is strictly prohibited. If you have received this facsimile message in error, please notify us immediately to make arrangements for its return to us. Thank you.

Official
RECEIVED
8/12/00

Serial No. 08/989,373 (CPA)
Docket No. TRD 009 PA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Application of

Applicant(s) : Arturo J. Garcia and Arturo H. Garcia
Serial No. : 08/989,373
Filed : December 12, 1997
Title : APPARATUS AND METHODS FOR
ENHANCING ELECTRONIC
AUDIO SIGNALS
Docket : TRD 009 PA
Examiner : Ping Lee
Art Unit : 2747

#21/Reg for
Reconsideration
Official mail
8/18/00
RECEIVED
8/12/00

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted (703-308-6306) to the Assistant Commissioner for Patents, Washington, D.C. on August 12, 2000.

Robert L. Showalter
Attorney: Robert L. Showalter

Reg. No. 33,579

Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RESPONSE TO FIRST OFFICE ACTION

This paper is being filed in response to the Office Action mailed July 7, 2000.

Reconsideration and reexamination are respectfully requested in light of the remarks below.

REMARKS

A final Action was issued in the above case on July 7, 2000. A Preliminary Amendment including amendments to claims 34 and 35 and new claims 36-47 was filed via facsimile on June 20, 2000. During a telephone conversation with Examiner Chang on July 12, 2000, she stated that the Action was most likely made final prematurely as the preliminary amendment was not considered. Accordingly, it is respectfully requested that the finality of the July 7th Action be withdrawn and that the preliminary amendment be considered.

In Office Action issued on July 7, 2000, claims 1-35 were rejected as allegedly being unpatentable under Section 103(a) over the combination of U.S. Patent No. 3,742,113 to Cohen or U.S. Patent No. 5,361,306 to Garcia in view of U.S. Patent No. 1,855,054 to Johnson. In asserting this two-way obviousness rejection, the Examiner states in pertinent part: